

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

Charles K. Verhoeven (Bar No. 170151)

2 charlesverhoeven@quinnemanuel.com

Melissa Baily (Bar No. 237649)

3 melissabaily@quinnemanuel.com

Lindsay Cooper (Bar No. 287125)

4 lindsaycooper@quinnemanuel.com

50 California Street, 22nd Floor

5 San Francisco, California 94111-4788

Telephone: (415) 875-6600

6 Facsimile: (415) 875-6700

7 *Attorneys for Google LLC*

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

11 GOOGLE LLC,

12 Plaintiff,

13 vs.

14 SONOS, INC.,

15 Defendant.

CASE NO. 3:20-cv-06754-WHA

Related to CASE NO. 3:21-cv-07559-WHA

**DECLARATION OF JOCELYN MA IN
SUPPORT OF SONOS, INC.'S
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED (DKT. NO. 273)**

I, Jocelyn Ma, declare and state as follows:

1. I am an attorney licensed to practice in the State of California and am admitted to practice before this Court. I am an associate at Quinn Emanuel Urquhart & Sullivan LLP representing Google LLC (“Google”) in this matter. I have personal knowledge of the matters set forth in this Declaration, and if called as a witness I would testify competently to those matters.

2. I make this declaration in support of Sonos, Inc.’s (“Sonos”) Administrative Motion to Consider Whether Another Party’s Material Should Be Sealed (“Administrative Motion”) (Dkt. No. 273) filed in connection with Sonos’s Reply In Support of Its Motion for Summary Judgment of Infringement of ’885 Patent Claim 1 (“Reply”) (Dkt. No. 274). If called as a witness, I could and would testify competently to the information contained herein.

3. Google seeks an order sealing the materials as listed below:

Document	Portions Sonos Sought to Be Filed Under Seal	Portions Google Seeks to Be Filed Under Seal	Designating Party
Sonos’s Reply	Portions Highlighted in Green	Portions Highlighted in Green	Google
Exhibit R to Sonos’s Reply (“Exhibit R”)	Entire Document	Portions Outlined in Red Boxes	Google
Exhibit S to Sonos’s Reply (“Exhibit S”)	Entire Document	Entire Document	Google

4. I understand that the Court analyzes sealing requests in connection with motions for summary judgment pursuant to the “compelling reasons” standard. *See, e.g., Edwards Lifesciences Corp. v. Merilife Scis. Pvt. Ltd.*, No. 19-CV-06593-HSG, 2021 WL 5233129, at *4 (N.D. Cal. Nov. 10, 2021); *Baird v. BlackRock Institutional Tr. Co., N.A.*, No. 17-CV-01892-HSG, 2021 WL 105619, at *5 (N.D. Cal. Jan. 12, 2021). I also understand that courts have found materials which detail product architecture and could harm a litigant’s competitive standing are appropriately sealed under this standard. *See, e.g., Icon-IP Pty Ltd. v. Specialized Bicycle Components, Inc.*, No. 12-cv-03844-JST, 2015 WL 984121, at *2 (N.D. Cal. Mar. 4, 2015); *Delphix Corp. v. Actifo, Inc.*, No. 13-cv-04613-BLF, 2014 WL 4145520, at *2 (N.D. Cal. Aug. 20, 2014).

1 5. The portions of Sonos's Reply highlighted in green and Exhibit S contain references to
2 Google's confidential business information and trade secrets, including details regarding source code,
3 architecture, and technical operation of Google's products. The specifics of how these functionalities
4 operate is confidential information that Google does not share publicly. Thus, I understand that the
5 public disclosure of such information could lead to competitive harm to Google, as competitors could
6 use these details regarding the architecture and functionality of Google's products to gain a
7 competitive advantage in the marketplace with respect to their competing products. Google has
8 therefore designated this information as HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY
9 and/or HIGHLY CONFIDENTIAL—SOURCE CODE under the protective order (Dkt. No. 92). A
10 less restrictive alternative than sealing would not be sufficient because the information sought to be
11 sealed is Google's confidential business information and trade secrets but has been utilized by Sonos
12 in support of Sonos's Reply.

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